

United States Court of Appeals
FOR THE EIGHTH CIRCUIT

No. 02-3719

Diane Bryant,

Appellant,

v.

Mercy Hospital Medical Center,

Appellee.

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Appeal from the United States
District Court for the
Southern District of Iowa.

[UNPUBLISHED]

Submitted: May 7, 2003
Filed: May 13, 2002

Before BOWMAN, WOLLMAN, and HANSEN, Circuit Judges.

PER CURIAM.

Diane Bryant appeals the District Court's¹ adverse grant of summary judgment in her discrimination action against her former employer. Having carefully reviewed the record de novo, see Forrester v. Kraft Foods, Inc., 285 F.3d 688, 691 (8th Cir. 2002), we find that the grant of summary judgment was proper based on the summary judgment record before the District Court, and that summary judgment would still

¹The Honorable Thomas J. Shields, United States Magistrate Judge for the Southern District of Iowa, to whom the case was referred for final disposition by consent of the parties pursuant to 28 U.S.C. § 636(c) (2000).

have been proper even if the District Court had not applied the local rule² that Bryant challenges. Accordingly, we affirm. See 8th Cir. R. 47B.

A true copy.

Attest:

CLERK, U.S. COURT OF APPEALS, EIGHTH CIRCUIT.

²The pertinent part of the rule at issue states that "[t]he failure to respond, with appropriate citations to the appendix, to an individual statement of material fact [in a response to a summary judgment motion] constitutes an admission of that fact." S.D. Iowa R. 56.1(b) (2003).